

TAB NO. 9

USEPA SF



1445397

4.5

LIST OF ACTIONS, SUITS, PROCEEDINGS, CONSENT ORDERS, CLAIMS (INCLUDING CLAIMS FOR WORKER'S COMPENSATION) OR GOVERNMENTAL INVESTIGATIONS BEFORE ANY COURT, GOVERNMENTAL DEPARTMENT, COMMISSION, BOARD, AGENCY OR AUTHORITY--PENDING OR THREATENED RELATING TO THE TERMINALS

WILLBRIDGE

OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY-CONSENT ORDER DEQ #WMCSR-NWR-94-06

TEXACO POTENTIAL CLAIM FOR DOCK UNAVAILABILITY FOR AVGAS DELIVERY

IN 1990, THE OREGON STATE LAND BOARD, DIVISION OF STATE LANDS MADE A CLAIM OF TITLE AGAINST SELLER FOR 'FILLED LANDS.' SHELL RESOLVED THIS CLAIM BY EXCHANGING QUITCLAIM DEEDS WITH THE STATE. SHELL GAVE THE STATE A QUITCLAIM DEED FOR THE FEE PROPERTY BEGINNING AT THE MEAN WATER LINE TO THE CENTER OF THE WILLAMETTE RIVER. SHELL RECEIVED FROM THE STATE A QUITCLAIM DEED FOR THE FEE PROPERTY FROM THE MEAN WATER LINE UP TO THE BALANCE OF SHELL'S FEE HOLDING. SHELL HAS NO AGREEMENT WITH THE OREGON STATE LAND BOARD, DIVISION OF STATE LANDS REGARDING THE REAL ESTATE COVERED BY THE STANDARD GROUND LEASE BETWEEN SHELL OIL COMPANY AND THE PORT OF PORTLAND DATED APRIL 10, 1989.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

4.7(b)

LIST OF ALL OFFSITE PIPELINE EASEMENTS, LICENSES, AND RIGHTS OF WAY UTILIZED
IN CONNECTION WITH THE OPERATION OF THE TERMINALS OR OFFSITE PIPELINES:

OREGON:

WILLBRIDGE TERMINAL:

Ordinance #94449 - Pipeline Easement to Shell 7/17/51.
Ordinance #100589 - Pipeline Easement to Shell 4/2/54.
Ordinance #1137868 - Pipeline Easement to Shell 7/12/51.

WASHINGTON:

[REDACTED]

4.8

LIST OF ALL PERMITS, APPLICATIONS, GOVERNMENTAL LICENSES, REGISTRATIONS,
APPROVALS FOR OPERATION OF TERMINALS

WILLBRIDGE

STATE OF OREGON BOILER AND PRESSURE VESSEL PERMITS TO OPERATE

STX6613-48X
STX4504-38X
STX6521-47X
STX5958-76X
STX4604-38X
STX3501-55X
ST1043-76
ST5957-71
STX5354-83X
STX6518-47X

RADIO STATION LICENSE - 9209343985

CITY OF PORTLAND CERTIFICATE OF REGISTRATION ELECTRICAL SECTION

STATE OF OREGON DEPARTMENT OF AGRICULTURE

LICENSE #124071
#104754
#91102
#85998
#79053
#124071
#77220

FIRE MARSHAL PERMIT #830255
#80252

OREGON HAZARDOUS SUBSTANCE REGISTRATION:

ADDITIVE
ANTI-FREEZE
ETHYLENE GLYCOL

HAZARDOUS WASTE ANNUAL REGISTRATION

ANNUAL OIL SPILL PREVENTION FEE

OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY - NPDES PERMIT #1300J

OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY - AIR RENEWAL APPLICATION SUBMITTED
- PERMIT#

CITY OF PORTLAND INDUSTRIAL WASTE PERMIT RENEWAL APPLICATION SUBMITTED -
PERMIT#400-055

UNITED STATES COAST GUARD:

CERTIFICATE OF ADEQUACY - DOCK MANUAL (37 CFR 246)
HOT WORK PERMIT

STATE MARINE BOARD - 3 BOAT LICENSES

BETTER BUSINESS BUREAU

CHAMBER OF COMMERCE

X-RAY EQUIPMENT REGISTRATION

ISO 9002 REGISTRATION

WATER BACKFLOW TEST CERTIFICATE

DEQ GASOLINE MARKETING PERMIT APPLICATION OAR 340-22-450

BUSINESS LICENSE

ACCIDENTAL SPILL PREVENTION PLAN (POTW)

SPCC PLAN 40 CFR 112

OIL SPILL PREVENTION PLAN OAR 340-47-190

EPA GENERATOR #

OPA '90 PLAN 33 CFR 154

OPA '90 PLAN 40 CFR 112 - EPA

OPA '90 PLAN - DEQ

EMERGENCY RESPONSE PLAN

HAZARD COMMUNICATION PLAN 29 CFR 1910.1200

TOXIC USE REDUCTION AND HAZARDOUS WASTE REDUCTION PLAN AND ANNUAL PROGRAM
REPORT

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

LIST OF RELEASE REPORTS FILED UNDER ENVIRONMENTAL LAWS

NOTE: DUE DILIGENCE DOCUMENT NUMBERS ARE INDICATED TO THE RIGHT OF THE DATE FOR A MAJORITY OF THE DOCUMENTS.

WILLBRIDGE

OIL SPILLS:

05/07/94 RELEASE - REPORTED TO: OFFICE OF EMERGENCY SERVICES
05/17/93 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
04/21/94 17-04-0002
04/14/94 -0003
02/07/94 -0004
02/01/94 -0005
01/26/94 -0005
01/24/94 -0007
12/28/93 -0008
11/12/93 -0009
10/29/93 -0010
09/24/93 -0011
08/19/93 -0012
07/24/93 -0013
07/22/93 -0014
07/14/93 -0015
07/07/93 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
07/01/93 -0017
06/24/93 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
06/22/93 -0019
05/17/93 #2 -0021
05/04/93 -0022
05/04/93 -0023
05/02/93 -0024
03/14/93 -0025
02/27/93 -0026
01/08/93 -0027
12/28/92 -0028
12/04/93 -0029
11/30/92 -0030
11/13/92 -0031
10/22/92 #1 -0032
10/22/92 #2 -0033
10/14/92 -0034
09/16/92 #1 -0035
09/16/92 #2 -0035
09/02/92 -0037
08/31/92 17-04-0038
08/28/92 -0039
08/20/92 -0040
08/19/92 -0041
08/04/92 -0042
07/30/92 -0043
07/06/92 -0044
05/29/92 -0045
12/12/91 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY

09/12/91 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 NATIONAL RESPONSE CENTER
 02/12/91 -0047
 01/30/91 -0048
 09/22/90 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 12/07/89 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 02/15/89 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
 01/05/89 -0052
 01/01/89 -0053
 06/09/88 -0054
 04/11/88 -0055
 01/15/88 -0055
 08/29/85 -0057
 06/17/85 -0058
 06/20/85 -0059
 06/13/85 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 10/31/84 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 09/10/84 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
 09/04/84 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
 08/12/84 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD
 08/04/84 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
 07/10/84 -0061
 06/25/84 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 05/12/84 -0064
 01/23/84 -0067
 01/22/84 -0055
 01/15/84 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD
 12/28/83 -0069
 12/16/83 -0070
 12/05/83 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD
 10/05/83 -0072
 09/20/83 -0073
 09/18/83 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 08/22/83 -0075
 07/22/83 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 07/21/83 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 07/01/83 -0077
 06/24/83 -0078
 05/28/83 -0079
 05/01/83 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 03/04/83 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD
 02/10/83 -0082
 12/28/82 -0084
 12/21/82 17-04-0085
 09/24/82 -0086
 09/15/82 RELEASE - REPORTED TO: CITY OF PORTLAND BUREAU OF SANITATION
 09/15/82 -0087
 07/31/82 -0088
 07/22/82 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 05/21/82 -0083
 05/21/82 -0090
 05/19/82 -0091
 05/12/82 -0092
 05/10/82 -0093

05/08/82 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD
 04/22/82 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD
 04/08/82 -0095
 03/24/82 -0097
 03/23/82 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD
 02/17/82 -0098
 12/13/81 -0099
 12/11/81 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD
 12/08/81 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD
 12/08/81 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD
 10/30/81 -0102
 10/20/81 -0103
 10/15/81 -0104
 10/10/81 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD FIRE MARSHALL
 09/28/81 -0105
 08/07/81 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 07/29/81 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 NATIONAL RESPONSE CENTER UNITED STATES COAST GUARD
 07/24/81 -0109
 07/08/81 -0110
 05/01/81 -0111
 05/03/81 -0112
 05/26/81 -0113
 05/18/81 -0114
 04/13/81 -0115
 03/25/81 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
 UNITED STATES COAST GUARD
 03/09/81 -0117
 02/26/81 -0119
 02/19/81 RELEASE - REPORTED TO: CITY OF PORTLAND
 01/28/81 -0120
 01/26/81 -0121
 01/31/81 -0122
 12/24/80 -0123
 12/22/80 -0124
 12/09/80 -0125
 11/03/80 -0127
 10/23/80 -0126
 09/25/80 17-04-0128
 09/11/80 -0129
 09/03/80 -0130
 08/26/80 -0131
 04/24/80 -0132
 04/22/80 RELEASE - REPORTED TO: DEPARTMENT OF ENVIRONMENTAL QUALITY UNITED
 STATES COAST GUARD
 04/19/80 -0136
 04/10/80 #1 -0134
 04/10/80 #2 -0135
 04/08/80 -0137
 03/17/80 -0138
 03/15/80 -0139

03/14/80 -0140
03/02/80 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
UNITED STATES COAST GUARD
02/29/80 -0141
02/22/80 -0142
02/01/80 -0143
01/11/80 -0145
10/03/79 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
UNITED STATES COAST GUARD
09/11/79 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
UNITED STATES COAST GUARD
08/29/79 -0148
08/15/79 -0147
07/25/79 -0149
07/25/79 -0150
07/09/79 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
07/03/79 -0152
07/02/79 -0153
01/18/79 RELEASE - REPORTED TO: OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY
UNITED STATES COAST GUARD HARBOR PATROL FIRE DEPARTMENT

AIR EMISSION REPORTS:

1993 EMISSION CALCULATIONS
1992 EMISSION CALCULATIONS
1991 EMISSION CALCULATIONS
1ST QTR 1994 DISCHARGE REPORT
4TH QTR 1993 DISCHARGE REPORT
3RD QTR 1993 DISCHARGE REPORT
2ND QTR 1993 DISCHARGE REPORT
1ST QTR 1993 DISCHARGE REPORT
4TH QTR 1992 DISCHARGE REPORT
3RD QTR 1992 DISCHARGE REPORT
2ND QTR 1992 DISCHARGE REPORT
1ST QTR 1992 DISCHARGE REPORT
4TH QTR 1991 DISCHARGE REPORT
3RD QTR 1991 DISCHARGE REPORT
2ND QTR 1991 DISCHARGE REPORT
1ST QTR 1991 DISCHARGE REPORT
4TH QTR 1990 DISCHARGE REPORT
3RD QTR 1990 DISCHARGE REPORT

WATER:

NPDES

1/89 TO 7/94 MONTHLY DISCHARGE REPORTS

POTW

1/90 TO 6/94 QUARTERLY SELF MONITORING REPORTS

HAZARDOUS WASTE:

1993 ANNUAL REPORT
1992 ANNUAL REPORT
1991 ANNUAL REPORT
1991 - 1987 QUARTERLY REPORTS
1990 BIENNIAL REPORT

OIL SPILLS:

05/01/92 17-04-0005
05/05/92 -0007
04/14/92 -0008
04/06/92 RELEASE - REPORTED TO: WASHINGTON DEPARTMENT OF ECOLOGY
05/17/91 -0011
05/05/91 -0012
05/01/91 -0013
04/05/91 RELEASE - REPORTED TO: WASHINGTON DEPARTMENT OF ECOLOGY UNITED STATES COAST GUARD
10/15/91 RELEASE - REPORTED TO: WASHINGTON DEPARTMENT OF ECOLOGY
05/24/90 RELEASE - REPORTED TO: WASHINGTON DEPARTMENT OF ECOLOGY
12/10/90 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
09/15/89 -0019
09/04/89 RELEASE - REPORTED TO: WASHINGTON DEPARTMENT OF ECOLOGY SEATTLE FIRE DEPARTMENT
02/08/89 -0017
05/16/88 -0020
05/25/88 -0021
03/09/88 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
10/12/87 -0023
12/08/86 -0029
09/27/86 -0028
07/18/86 17-04-0030
07/18/85 -0041
04/24/86 -0025
04/10/85 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
12/20/85 -0031
12/17/85 -0032
11/22/85 -0033
10/30/85 -0034
05/18/85 -0035
03/25/85 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
03/24/85 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
03/15/85 RELEASE - REPORTED TO: WASHINGTON DEPARTMENT OF ECOLOGY SEATTLE ENGINEERING DEPARTMENT FIRE MARSHAL
03/04/85 -0039
02/05/85 -0040
08/21/84 -0042
05/21/84 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
05/07/84 -0044
02/17/84 -0045
11/22/83 -0046
10/14/83 -0047
10/05/83 -0049
09/09/83 17-04-0048
05/04/83 -0051
05/04/83 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
12/30/82 -0052
12/05/82 -0053
10/07/82 RELEASE - REPORTED TO: UNITED STATES COAST GUARD
09/27/82 -0058
08/23/82 RELEASE - REPORTED TO: UNITED STATES COAST GUARD WASHINGTON DEPARTMENT OF ECOLOGY SEATTLE FIRE DEPARTMENT
04/01/82 -0055
01/10/82 -0057
01/05/82 -0051
12/15/81 -0059

WILLBRIDGE

1. DELETED.
2. EASEMENT FOR P/L R.O.W. WITH OLYMPIC PIPELINE AND STATE OF OREGON ORIG 5/30/85.
3. CHEVRON EASEMENT/SOCAL EASEMENT ORIG. 2/1/71.
4. DELETED.
5. LEASE SHELL TO OLYMPIC PIPELINE ORIG. 3/1/91.
6. AGREEMENT BETWEEN PORT OF PORTLAND AND WILLIAM KENNEDY (RIGHT TO USE WATER SLIP) 1/15/29.
7. MAINTENANCE AGREEMENT - CENTRAL COUNTIES COMPANY AND SHELL (SPUR TRACK AGMT.) 2/27/47.
8. ORDINANCE #94449 - PIPELINE EASEMENT TO SHELL 7/17/51.
9. ORDINANCE #100589 - PIPELINE EASEMENT TO SHELL 4/2/54.
10. ORDINANCE #1137868 - PIPELINE EASEMENT TO SHELL 7/12/51.
11. ORDINANCE #113570 - PERMIT TO INSTALL TWO TANKS 7/12/61.
12. ORDINANCE #121579 - PERMIT TO INSTALL ONE TANK 1/3/56.
13. ORDINANCE #132339 - PERMIT TO INSTALL TWO TANKS 3/30/71.
14. ORDINANCE #127036 - PERMIT FOR SHELL TO INSTALL A CONCRETE TUNNEL 7/12/68.

E) IS AN AGREEMENT WITH RESPECT TO FEE OWNED PARCELS WHEREIN SELLER IS OR ACTS AS LESSOR:

- Lease - Shell to BP Oil originating 5/1/85.
- Lease - Shell to Northwest Metal Fab originating 9/1/90.
- Lease - Shell to GS Roofing originating 10/27/94.
- Lease - Shell to Chevron originating 4/15/92.
- Lease - Shell to Chevron for Warehouse Rental-1994(Expanded in 1994) 8/31/94.

4.14

LIST OF ORDERS, DECREES, CONSENT ARRANGEMENTS, CONSENT ORDERS, OR ARRANGEMENTS
ISSUED BY ENVIRONMENTAL AUTHORITIES

[REDACTED]

WILLBRIDGE

OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY - CONSENT ORDER #DEQ WMCSR-NWR-94-
06

Willbridge Terminal

DEQ Air Contaminant Discharge Permit.

DEQ NPDDS Permit.

City of Portland POTW Permit.

EPA, US Coast Guard and DEQ OPA 90 Facility Response Plan.

EPA Hazardous Waste Generator Number.

US Coast Guard Dock Operations Manual.

US Coast Guard Hot Work and General Welding Permit.

State of Oregon Dredging Permit.

State of Oregon RipRap Permit.

City of Portland Water Backflow Water Test Certificate.

DEQ Spill Prevention Permit.

Federal Communications Commission Radio Station Permit.

City of Portland Business License.

DEQ Ground Water Consent Decree.

EPA SPCC Plan.

EPA Oil Spill Prevention Plan.